

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

CITY OF SAN JOSE,

 Plaintiff,

 v.

MONSANTO COMPANY, et al.,

 Defendants.

CASE NO. 5:15-cv-03178-EJD

Assigned to Judge Edward J. Davila
Courtroom 4 (5th Floor)

~~PROPOSED~~ **ORDER GRANTING
DEFENDANTS' ADMINISTRATIVE
MOTION TO CORRECT ORDER
DENYING DEFENDANTS' MOTION
TO DISMISS**

Date:
Time:
File Date: July 8, 2015
Trial Date: N/A

CITY OF OAKLAND,

 Plaintiff,

 v.

MONSANTO COMPANY, et al.,

 Defendants.

CASE NO. 5:15-cv-05152-EJD
(Related Case)

CITY OF BERKELEY,

 Plaintiff,

 v.

MONSANTO COMPANY, et al.,

 Defendants.

CASE NO. 5:16-cv-00071-EJD
(Related Case)

1 Having considered (i) the administrative motion by Defendants Monsanto Company,
2 Solutia Inc., and Pharmacia LLC (collectively "Defendants") to correct the order denying
3 Defendants' Motion to Dismiss, (ii) the relevant authority, and (iii) good cause appearing, IT IS
4 HEREBY ORDERED THAT the Motion to Correct Order is GRANTED, and the following
5 sentence on page 7:2-3 of the Court's February 3, 2017 Order (San Jose Dkt. No.121; Oakland
6 Dkt. No. 96; Berkeley Dkt. No. 87):

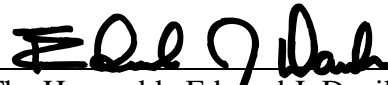
7 *Rather, as Monsanto described it, stormwater management is a*
8 *"complicated web of hydrology," (Jan. 26, 2017, Hr'g Tr. at*
9 *15:14-15), involving capture, filtration, permeation, and discharge*
of rainfall and dry weather runoff

10 shall be modified to read:

11 *As the Cities described it, stormwater management is a*
12 *complicated web of hydrology, involving capture, filtration,*
permeation, and discharge of rainfall and dry weather runoff.

13 IT IS SO ORDERED.

14
15 DATED: February 21, 2017


16 The Honorable Edward J. Davila
17 United States District Judge
18
19
20
21
22
23
24
25
26
27
28